

**STAFF REPORT: ENGINEERING AND PUBLIC WORKS DEPARTMENT**

**REPORT TO:** Infrastructure & Recreation Committee  
**MEETING DATE:** February 9, 2011  
**REPORT NO.:** EPW.11.012  
**SUBJECT:** Assumption Bylaw for RP 1129  
(Thorncroft Court)  
**PREPARED BY:** Mike Campbell – Construction  
Coordinator

**A. Recommendation**

THAT Council enact a By-law to approve full acceptance and assumption of the public works constructed and installed within Registered Plans 1129 otherwise known as Thorncroft Court as outlined in Report EPW.11.012 "Assumption Bylaw for RP 1129 (Thorncroft Court)"

**B. Background**

Staff have determined that Helco Management Services Inc. has fulfilled its obligations under the Subdivision Agreement for Registered Plan 1129, otherwise known as Thorncroft Court (Attachment 1). All department heads have acknowledged clearance of the acceptance and assumption of the works.

All securities for these projects have been returned, there are no outstanding costs and it is appropriate that the Town assume the works as municipal works.

A draft by-law has been prepared to initiate the following and is provided as Attachment 2.

1. All of the public works constructed and installed in accordance with the subdivision agreements for Registered Plan 1129, Phase one only, are hereby accepted and assumed.
2. Thorncroft Court shown on Registered Plans 1129 is hereby assumed for public use.

### **C. The Blue Mountains' Strategic Plan**

Town's Strategic Plan Goal # 2 "Addressing the Town's Municipal Infrastructure needs" is in part satisfied by the recommended action.

### **D. Budget Impact**

The Town will now become responsible for all operation, maintenance and ultimate replacement costs associated with public works within RP 1133. Future Town budgets will make allowance for these costs.

### **E. Attached**

1. Registered Plan 1129: Thorncroft Court
2. Draft Assumption By-Law for RP 1129

Respectfully submitted,

***Mike Campbell***

Mike Campbell  
Construction Coordinator  
Town of The Blue Mountains

***Reg Russwurm***

Reg Russwurm  
Director, Engineering and Public Works  
Town of The Blue Mountains

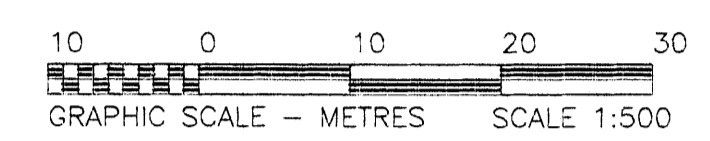
I CERTIFY THAT THIS PLAN 1129 IS REGISTERED IN THE LAND REGISTRY OFFICE FOR THE REGISTRY DIVISION OF GREY (N° 16) AT 2:38<sup>00</sup> O'CLOCK ON THE 7<sup>th</sup> DAY OF August, 2003, AND THE REQUIRED CONSENTS AND AFFIDAVITS ARE REGISTERED AS PLAN DOCUMENT N° 470673

*M. Knisley*  
DePLAND REGISTRAR

NOTE: THE LANDS SUBDIVIDED COMPRISE ALL OF THE LANDS COVERED BY C.T.A. REGISTERED AS INST. 467738

PLAN OF SUBDIVISION OF  
LOTS 4 AND 5,  
SOUTH OF VICTORIA STREET,  
REGISTERED PLAN 105,  
AND  
PART OF PARK LOT 8,  
NORTHEAST OF NAPIER STREET,  
TOWNPLOT OF THORNBURY,  
THE TOWN OF THE BLUE MOUNTAINS,  
COUNTY OF GREY.

MARTIN W. KNISLEY  
Ontario Land Surveyor  
2003



THIS FINAL PLAN OF SUBDIVISION IS APPROVED BY THE COUNTY OF GREY UNDER SECTION 51(58) OF THE PLANNING ACT, RSO 1990, AS AMENDED.

THIS 22 DAY OF JULY, 2003.

*Don McCausland* DON McCAUSLAND - WARDEN  
*Sharon Vokes* SHARON VOKES - CLERK

OWNER'S CERTIFICATE

- THIS IS TO CERTIFY THAT:
- 1) LOTS 1 TO 9, BOTH INCLUSIVE, BLOCK 12, THE STREET, NAMED THORNCROFT COURT, AND THE RESERVES, NAMED BLOCKS 10 AND 11 HAVE BEEN LAID OUT IN ACCORDANCE WITH OUR INSTRUCTIONS.
  - 2) THE STREET IS HEREBY DEDICATED AS PUBLIC HIGHWAY.

DATED ON THIS 30th DAY OF JUNE, 2003.

1562220 ONTARIO LIMITED

PER *Paul Lokash*  
PAUL LOKASH - PRESIDENT  
I HAVE THE AUTHORITY TO BIND THE CORPORATION

CURVE TABLE

CURVE	RADIUS	ARC LENGTH	CHORD	CHORD BEARING
C-1	18.00	13.36	13.06	N74°06'05"W
C-2	20.00	7.77	7.72	N84°14'50"W
C-3	20.00	16.08	15.65	N50°05'20"W
C-4	20.00	13.79	13.52	N07°17'45"W
C-5	20.00	14.80	14.28	N33°22'15"E
C-6	20.00	12.19	12.00	N71°44'40"E
C-7	20.00	20.58	19.68	N61°19'10"W
C-8	20.00	7.52	7.48	N21°04'15"W
C-9	18.00	13.36	13.06	N31°33'50"W

NOTES

BEARINGS ARE ASTROMOMIC AND ARE REFERRED TO PART OF THE SOUTHEASTERLY LIMIT OF VICTORIA STREET, HAVING A BEARING OF N37°31'00"E, AS SHOWN ON DEPOSITED PLAN 16R-8039.

- 1) □ DENOTES SURVEY MONUMENT SET
- 2) ■ DENOTES SURVEY MONUMENT FOUND
- 3) SIB DENOTES STANDARD IRON BAR (0.025 SQUARE)
- 4) IB DENOTES IRON BAR (0.016 SQUARE)
- 5) SB DENOTES SUBDIVISION BAR (0.012 SQUARE)
- 6) P DENOTES DEPOSITED PLAN 16R-8039

SURVEYOR'S CERTIFICATE

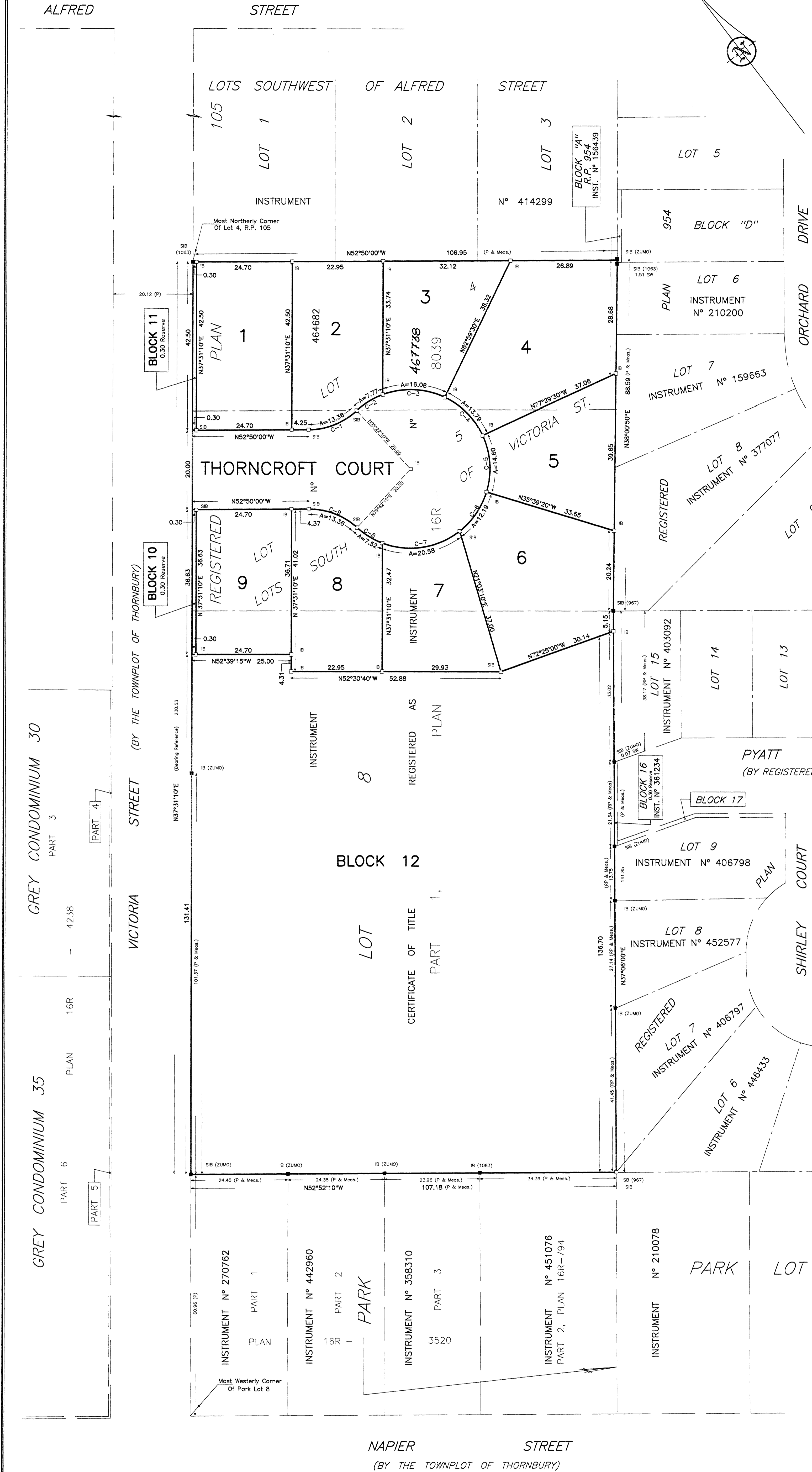
- I CERTIFY THAT:
- 1) THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE UNDER THEM.
  - 2) THE SURVEY WAS COMPLETED ON THE 30th DAY OF JANUARY, 2003.

APRIL 24th, 2003  
DATE

*Martin W. Knisley*  
MARTIN KNISLEY  
ONTARIO LAND SURVEYOR

THORNCROFT COURT  
PLAN 1129

DISTANCES ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048



Martin W. Knisley  
ONTARIO LAND SURVEYOR  
P.O. BOX 48  
Duntroon, Ontario.  
PHONE (705) 444-6203

PROJECT N°  
02-1166A  
FOR PALLO INVESTMENTS LIMITED

**THE CORPORATION OF THE TOWN OF  
THE BLUE MOUNTAINS**

**By-law No. 2011 –**

Being a By-law to accept and assume works in Registered Plan 1129

**WHEREAS** sections 11 and 31 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, enable the council of a municipality to pass by-laws to establish and assume highways for public use;

**AND WHEREAS** all of the public works in Registered Plan 1129, Phase one only, have been constructed and installed in accordance with the subdivision agreement for this Plan found registered on title as Instrument No. 0467759;

**NOW THEREFORE the** Council of the Corporation of the Town of The Blue Mountains hereby enacts as follows:

1. All of the public works constructed and installed in accordance with the subdivision agreement for Registered Plan 1129, Phase one only, are hereby accepted and assumed.
2. Thorncroft Court shown on Registered Plan 1129 is hereby assumed for public use.

Enacted and passed this    day of , 2011

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Ellen Anderson, Mayor

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Corrina Giles, Clerk